

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

**HUNTER REED, *et al.*,**

**Plaintiffs,**

**v.**

**FRANK BOVE,**

**Defendant.**

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**Case No. 2:17-cv-168**

**JUDGE ALGENON L. MARBLEY**

**Magistrate Judge Vascura**

**OPINION & ORDER**

This matter is before the Court on the Defendant's Response to this Court's Order to Show Cause that the amount in controversy likely exceeds \$75,000. (ECF No. 48). The Court is satisfied that the damages alleged in this case are well in excess of the \$75,000 required for federal diversity jurisdiction. Therefore, the Court's Summary Judgment Order denying summary judgment (ECF No. 48) is hereby **VACATED**. The Clerk is directed to reactivate Defendant's Summary Judgment Motion (ECF No. 33), which this Court will rule on in due course.

**IT IS SO ORDERED.**

s/Algenon L. Marbley  
**UNITED STATES DISTRICT JUDGE**

**DATE: April 19, 2019**